IN THE HIGH COURT UTTARANCHAL
AT NAINITAL
Writ Petition No. 5 of 2006 (M/S)

Garhwal Mandal Tourist Guide, Kalyan Samiti,
Shivanand Nagar, Munikerati, P.O. – Munikerati
District – Tehri Garhwal,
Through its Joint Secretary,
Shri Kamal Singh S/o Shri Captain Singh
Shisham Jhari, Munikerati,
District – Tehri Garhwal ... Petitioner

Versus

1. State of Uttaranchal through its Secretary

2. District Judge, New Tehri,
District – Tehri Garhwal

3. Registrar Society, Dehradun

4. Sewarth Path Pradarshak (Guide) Association,
Ram Jhula Parking Stand (Second Floor),
Laxman Jhula Marg, Munikerati,
Distt. Tehri Garhwal,
Through So called President, Deepak Bhatt,
S/o Shri Bhagwati Prasad Bhatt,
Ward No. 3 Kailash Gate,
Munikerati,
Distt. – Tehri Garhwal ... Respondents

Sri Vinod Sharma, learned counsel for the petitioner.

Hon'ble B.C.Kandpal, J.

By way of this writ petition, the petitioner has prayed for a direction in the nature of mandamus commanding the Respondent No. 3 to decide the objection dated 08.11.2005 filed by the petitioner. Further the petitioner has also prayed for a direction in the nature of mandamus commanding the respondent No. 2, i.e., the District Judge, New Tehri to decide the

Civil Suit No. 55/2005, pending before it without unnecessary delay.

Heard learned counsel for the petitioner and perused the record.

Learned counsel for the petitioner has invited my attention towards the Annexure-3 which is objection dated 08.11.2005 filed by the petitioner before the respondent No.3.

The aforesaid objection is pending before the respondent No. 3 for the last approximately two months and it has not been decided as yet.

The respondent No. 3 is directed to decide the objection dated 08.11.2005 (annexure-3 to the writ petition) within a period of one month. The petitioner shall file the copy of the judgment passed by this Court before the respondent No. 3 and the respondent No. 3 shall decide the objection thereafter within a period of one month by way of speaking order.

At the same time, I feel it necessary to issue direction to the respondent No. 2 to decide the Civil Suit No. 55/2005 expeditiously.

With these observations, the writ petition is disposed of accordingly.

(B.C. Kandpal, J.)

4th January, 2006
Shiv